

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. George Leavell on 10/10/08.

The application has been amended as follows:

Cancel claims 16-18, 20-21 and 25-26.

Claim 1:

Line 14, after "wherein the tertiary tray is adjacent to an edge of the mobile device display", insert "wherein displaying the second icon in the main portion of the mobile device display includes removing the first icon from the main portion of the mobile device display."

Claim 22:

Line 16, after "selecting the second icon, wherein selecting the second icon initiates at least one of a corresponding application and a corresponding service", insert "wherein displaying the second icon in the main portion of the mobile device display includes moving the first icon in the main portion of the mobile device display".

The following is an examiner's statement of reasons for allowance:

Independent claims 1 and 22, when considered as a whole, are allowable over the prior art of record. Specifically, the prior art of record does not teach or suggest the steps/means of opening the tertiary tray including rearranging only a portion of the main portion of the mobile device display such that all of the first plurality of icons remain visible in the main portion of the mobile device display, wherein traversing the main portion to the tertiary tab includes opening the tertiary tray by highlighting the tertiary tab. Although Smethers teaches that a small mobile device can have several “frames” that can be selectively displayed and relatively easily navigated between using a function key, Smethers teaches when the second frame is displayed as an overlay on top of the first frame, the links in the first frame are not available to the user even if the links are still visible in the display because only the second frame is active and only the links in the second frame can be selected. If the user wants to select a link in the first frame, the second frame must be closed before the user can access the links in the first frame. With such limitations, the Examiner deems this application in condition for allowance over the prior arts made of record.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled “Comments on Statement of Reasons for Allowance.”

Any inquiry concerning this communication or earlier communications from the examiner should be directed to MYLINH TRAN whose telephone number is (571)272-4141. The examiner can normally be reached on 8:00AM-6:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Weilun Lo can be reached on 571-272-4847. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Mylinh Tran

/Weilun Lo/
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